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8 November 1985

MEMORANDUM FOR: Deputy Director for Administration
Director, Office of Security
Chairman, Security Committee
Director, Office of Information Services
Counsel to the DDO
Chief, Administrative Law Division/OGC

FROM:

Chief, Legislation Division/OLL

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SUBJECT: H.R. 3626, Establishing a National Commission
on Classified Information and Security
Clearance Procedures

1. Attached for your review and comment is H.R. 3626 (and introductory statement), Representative Wortley's (R., NY) bill establishing a National Commission on Classified Information and Security Clearance Procedures. Chairman Brooks, House Committee on Government Operations, has requested the Agency's views on the attached bill. The bill has been referred jointly to the House Committee on Government Operations and HPSCI. Neither Committee has scheduled any hearings or mark-up on the bill as yet, and there is no Senate counterpart to H.R. 3626.

2. Under the bill the Commission would be authorized to conduct investigations and make recommendations concerning security clearance and classified information standards and procedures. The Commission would be composed of 17 members, including the Chief Justice of the Supreme Court who would serve as Commission chairman, eight members from the Congress and eight members to be appointed by the President. The Commission would be limited to making recommendations to the President and the Congress concerning the security clearance process and classification standards and procedures.

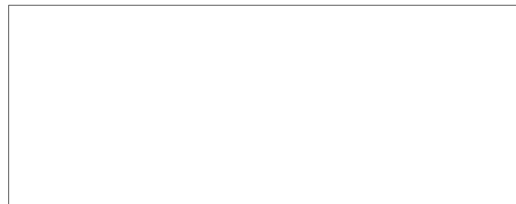
3. While the Commission is limited to making recommendations in these areas, it is nonetheless provided with extensive investigative powers under the bill. Agency and department heads are required to furnish any information requested by the Commission which is needed to enable it to carry out the purposes of the Act. In addition, the Commission is provided with broad subpoena power to require the attendance

of witnesses and the production of any evidence that is relevant to matters being investigated by the Commission. The Commission is required to conduct its investigations and make recommendations no later than one year after appropriations are enacted for it.

4. In order to respond promptly to Chairman Brooks' request for Agency views, I would appreciate receiving any comments you may have on this bill by COB Thursday, 14 November 1985.

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Attachments
as stated



99TH CONGRESS
1ST SESSION

H. R. 3626

To establish the National Commission on Classified Information and Security Clearance Procedures.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 24, 1985

Mr. WORTLEY (for himself, Mr. BOEHLERT, Mr. EMERSON, Mr. FISH, Mr. GALLO, Mr. GARCIA, Mr. GILMAN, Mr. LAGOMARSINO, Mr. LEWIS of California, Mr. McCANDLESS, Mr. MOLINARI, Mr. NIELSON of Utah, Mr. RUDD, and Mr. DENNY SMITH) introduced the following bill; which was referred jointly to the Committees on Government Operations and the Permanent Select Committee on Intelligence

A BILL

To establish the National Commission on Classified Information and Security Clearance Procedures.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 SECTION 1. SHORT TITLE.

4 This Act may be cited as the "National Commission on
5 Classified Information and Security Clearance Procedures".

6 SEC. 2. ESTABLISHMENT.

7 (a) ESTABLISHMENT.—There is established a commis-
8 sion to be known as the National Commission on Classified